

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

FOLSOM CORDOVA UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2013070638

ORDER GRANTING REQUEST FOR
CONTINUANCE OF PREHEARING
CONFERENCE ONLY

On February 13, 2014, Student filed with the Office of Administrative Hearings (OAH) a joint request to continue the date for the prehearing conference (PHC) currently calendared for February 14, 2014, based upon the parties having reached a settlement agreement and requiring additional time to obtain signatures. The parties request that the PHC be continued to February 21, 2013.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted for good cause. (34 C.F.R. § 300.515(a) & (c) (2006); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3); Cal. Code Regs., tit. 1, § 1020.) As a result, continuances are disfavored. Good cause may include the unavailability of a party, counsel, or an essential witness due to death, illness or other excusable circumstances; substitution of an attorney when the substitution is required in the interests of justice; a party's excused inability to obtain essential testimony or other material evidence despite diligent efforts; or another significant, unanticipated change in the status of the case as a result of which the case is not ready for hearing. (See Cal. Rules of Court, rule 3.1332(c).)

OAH has reviewed the request for good cause and considered all relevant facts and circumstances. The request is:

☒ Granted. The date for the PHC is vacated. The PHC in this matter is continued to February 21, 2014, at 10:00 a.m.

IT IS SO ORDERED.

DATE: February 13, 2014

THERESA RAVANDI
Administrative Law Judge
Office of Administrative Hearings